

ESTTA Tracking number: **ESTTA626023**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	85901264
Applicant	Optelian Access Networks Corporation

Notice of Appeal

Notice is hereby given that Optelian Access Networks Corporation appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 85901264.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 009. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Telecommunications equipment, hardware and software, optical network equipment, hardware and software, computer networking equipment, hardware and software, namely, telecommunications, optical network and computer network equipment, hardware and software products for use in private and public communications networks for transmitting, receiving, conditioning, aggregating, routing, and switching light wave signals and encapsulated voice, data, image, and video information, namely, light wave modems, namely, modulators and demodulators, light wave transmitters and receivers, namely, computer hardware and optical electronic equipment for the generation, amplification, modification, transmission, reception and conversion of light wave signals, light wave signal conditioning apparatus for wavelength and mode conversion and signal reconstruction (including regeneration, repeating, and re-timing), light wave switching and routing apparatus for signal monitoring, switching, routing, demarcation, and protection, light wave and electronic apparatus for aggregating, multiplexing, and concentrating voice, data, image, and video information for broadband connectivity using photonic wave division multiplexing technology, computer software, namely, real time embedded systems, namely, computer software and firmware embedded in telecommunications equipment for controlling, monitoring and managing the operation of telecommunications equipment and networks in real time, user interface software, and networked computer operating and applications software for controlling, monitoring and managing telecommunications networks, developed and sold to operate all the aforesaid goods; telecommunications apparatus for installing, commissioning, and maintaining the aforesaid goods, namely, system chassis units, namely, racks and shelving in the nature of system chassis units, mounting brackets, power adaptors, cable routing and protection switch, and alarm indication and notification interface, namely, computer hardware modules comprised of printed circuit cards, optical electronic components, and embedded software for use in monitoring the operation of telecommunications hardware and computer software for use therewith
- Class 042. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Consulting and engineering services for the architecture, planning, design, construction, installation, commissioning, testing, operation, troubleshooting, training, and maintenance of telecommunications equipment, hardware and software, optical network equipment, hardware and software and computer networking equipment, hardware and software

Respectfully submitted,
/Kristen L. Fancher/
09/09/2014

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